

UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 31, 2018

SEAN F. McAVOY, CLERK

Dennis Wallace Patterson,

Plaintiff

v.

Kendle Allen, Loren Erdman, and Mike Swim,

Defendant

Civil Action No. 2:16-v-00442-RMP

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the
defendant (*name*) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____
_____ recover costs from the plaintiff (*name*) _____

☒ other: Plaintiff's claim under the Americans with Disabilities Act is dismissed without prejudice. Plaintiff's remaining claims under the Fourth, Fifth, Eighth, Thirteenth, and Fourteenth Amendments, and against all defendants named in his Fifth Amended Complaint (ECF No. 35), except for Defendants Allen, Erdman and Swim, are dismissed with prejudice. Plaintiff's Eighth Amendment deliberate indifference to medical need and conditions of confinement claim, based on events in January 2015, is dismissed with prejudice as to Defendants Allen and Swim.

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision was reached.

☒ decided by Judge Rosanna Malouf Peterson _____

Date: May 31, 2018

CLERK OF COURT

SEAN F. McAVOYs/ Cora Vargas

(By) Deputy Clerk

Cora Vargas